THE HON'BLE SRI JUSTICE P.S.NARAYANA

Writ Petition No.18215 of 2006

Dated: 31st August, 2006

Between :-

M/s.Choice Water Industries rep. By its Proprietor M.A.Raheman. .. Petitioner

And

The General Manager,
The District Industries Centre,
Chittoor, Chittoor Dist. .. Respondent

THE HON'BLE SRI JUSTICE P.S.NARAYANA

Writ Petition No.18215 of 2006

ORDER:-

The Writ Petition is filed for a Writ of Mandamus or any other appropriate writ, direction, order or orders declaring the action of the respondent in interfering with the petitioner's industry without giving any notice to stop the packaging of drinking water in the industry without any notice as wholly arbitrary, illegal, without jurisdiction and void and consequently to direct the respondent not to interfere with the activity of packaging and selling the drinking water from the industry premises i.e., 5-33A1 Madhavanagar, Rajeev Nagar, Tirupati Rural Mandal, Chittoor District and pass such other suitable orders.

It is stated that the respondent has granted provisional registration of Small Scale Industry to the petitioner on 16-5-2006. It is also stated that the petitioner was granted Commercial Registration Certificate by Commercial Tax Officer on 24-6-2006. It is stated that on 29-6-2006 the respondent came to the industry and interfering with the business without notice. The objection raised is that the petitioner is running the unit without BIS Certificate. The learned A.G.P. for Industries states that the obtaining of BIS Certificate for the purpose of running

the unit is mandatory. Apart from this aspect of the matter, because of the activity of the petitioner the general health of the public is seriously affected, the same is hereby recorded. However, in view of the facts and circumstances, the petitioner is granted six weeks time to obtain BIS Certificate and the respondent is directed not to interfere with the running of the unit till the expiry of the period referred to supra. The Writ Petition is disposed of accordingly. No order as to costs.

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Justice P.S.Narayana

31st August, 2006
smr